

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ECHOSTAR SATELLITE LLC, a Colorado corporation; ECHOSTAR TECHNOLOGIES CORPORATION, a Texas corporation, and NAGRASTAR LLC, a Colorado corporation,

Plaintiffs,

v.

FINISAR CORPORATION, a Delaware corporation,

Defendant.

C. A. No. 06-0425-JJF

STIPULATION AS TO CONFIDENTIALITY OF BRIEFING MATERIALS FILED IN CONNECTION WITH FINISAR'S MOTION TO DISMISS

The parties through their attorneys stipulate that materials designated as confidential during the parties' discussions, including but not limited to Exhibit J to the Declaration of Dion M. Bregman, may be treated as confidential and may be served and filed under seal.

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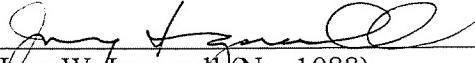
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SO ORDERED this _____ day of November, 2006

United States District Judge